

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Appellant:	Raymond H. Kraft	Examiner:	John W. Lee
Serial No.:	10/800,420	Group Art Unit:	2624
Filed:	March 12, 2004	Docket No.:	A126.253.102 / 076111-0308723
Due Date:	July 20, 2011		
Title:	SYSTEM AND METHOD OF NON-LINEAR GRID FITTING AND COORDINATE SYSTEM MAPPING		

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Mail Stop Appeal Brief – Patents

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

This communication is in response to a Notification of Non-Compliant Appeal Brief mailed on June 20, 2011, in response to an Appeal Brief filed June 6, 2011. Provided herewith is a replacement section for the “STATUS OF CLAIMS”, which amends the Appeal Brief. In particular, claims 8-15 and 21-28 are identified as being cancelled and claims 1-7, 16-20 and 29-39 as pending. Moreover, it is submitted that this replacement section is consistent with the “CLAIMS APPENDIX” previously filed. As such, it is believed that a replacement “CLAIMS APPENDIX” is not necessary. In view of the foregoing, it is submitted that the Appeal Brief, as herein amended, meets the requirements of 37 CFR 41.37.

Any inquiry regarding this Response should be directed to Todd R. Fronek at Telephone No. (612) 767-2522, Facsimile No. (612) 573-2005.

Respectfully submitted,

Raymond H. Kraft,

By his attorneys,

DICKE, BILLIG & CZAJA, PLLC

Date: July 20, 2011
TRF:skh

/Todd R. Fronek/
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Response to Notification of Non-Compliant Appeal Brief

Appellant: Raymond H. Kraft

Serial No.: 10/800,420

Filed: March 12, 2004

Docket No.: A126.253.102

Title: SYSTEM AND METHOD OF NON-LINEAR GRID FITTING AND COORDINATE SYSTEM MAPPING

STATUS OF CLAIMS

In a Final Office Action mailed January 4, 2011, claims 1-7, 16-20 and 29-39 were finally rejected. Claims 8-15 and 21-28 have been canceled. Claims 1-7, 16-20 and 29-39 are pending in the application. Claims 1-7, 16-20 and 29-39 are the subject of the present Appeal.

Claims 16-20 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter.

Claims 1-2, 4, 6, 30, 32, 34 and 36-39 are rejected under 35 U.S.C. 102(b) as being anticipated by Michael et al., U.S. Patent No. 5,768,443 ("Michael").

Claims 3, 16-19 and 31 are rejected under 35 U.S.C. 103(a) as being unpatentable over Michael in view of Thompson, U.S. Patent No. 5,020,123 ("Thompson").

Claims 5 and 33 are rejected under 35 U.S.C. 103(a) as being unpatentable over Michael in view of Macy et al., U.S. Patent No. 6,538,691 ("Macy").

Claims 7 and 35 are rejected under 35 U.S.C. 103(a) as being unpatentable over Michael in view of Leonard et al., U.S. Patent No. 7,034,272 B1 ("Leonard").

Claim 20 is rejected under 35 U.S.C. 103(a) as being unpatentable over Michael in view of Thompson in view of Macy.